IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS TYLER DIVISION

BLUE SPIKE, LLC

Plaintiff,

\$ Civil Action No. 6:12-CV-499 -MHS-CMC

LEAD CASE

v.

\$ EAD CASE

TEXAS INSTRUMENTS, INC., et al.

Defendants

DEFENDANTS UNOPPOSED MOTION TO EXTEND THE DEADLINE TO SUBMIT REQUIRED TECHNOLOGY TUTORIAL

NOW COME, Defendants Iritech, Inc., NEUROtechnology, Fulcrum Biometrics, LLC, Futronic Technology Co., Ltd., iPharro Media GmbH, iPharro Media, Inc., Audible Magic Corporation, Photobucket.com, Inc., Olipso, Inc., Olipso Media Networks Ltd., Zedge Holdings, Inc., Mediafire, LLC., Dailymotion, Inc., Dailymotion S.A., GoMiso, Inc, iMesh, Inc., Coincident.TV, Inc., Facebook, Inc., MySpace, LLC, Specific Media, LLC, Yap.tv, Inc., Metacafe, Inc., Boodabee Technologies Inc., Harmonix Music Systems, Inc., Brightcove, Inc., Accedo Broadband AB, Accedo Broadband NA, Inc., Soundcloud, Inc., Soundcloud Ltd., WiOffer, LLC, Myxer, Inc., Attributor Corporation, Viggle Inc., Shazam Entertainment Limited, MorphoTrust USA, Inc., L-1 Identity Solutions, Inc., MorphoTrak, Inc., Safran USA, Inc., Irdeto USA, Inc., Irdeto B.V., CBS Corp., Last.fm Ltd., CBS Interactive, Inc., Infinisource, Inc., Qqest Software Systems, Inc., SMRTV, Inc., The Nielsen Company (US) LLC, Clear Channel Broadcasting, Inc., 3M Cogent, Inc., Entropic Communications, Inc., Cognitec Systems Gmbh, Cognitec Systems Corp., Civolution USA, Inc., Civolution B.V., and Airborne Biometrics Group, Inc., (collectively, "Defendants"), and move the Court to extend the time within which the parties are required to submit a Technology Tutorial.

I.

Pursuant to the Court's March 6, 2014, Scheduling and Discovery Order (Dkt. No. 1332), the parties' deadline to submit a Technology Tutorial is July 9, 2014. Defendants respectfully request that this deadline be extended to and including July 18, 2014.

II.

Counsel for Plaintiff, Blue Spike, LLC, agrees to this request.

III.

Defendants seek this extension of time not for delay but for good cause and so that justice may be served.

WHEREFORE, above Defendants respectfully pray that the deadline to submit a Technology Tutorial be extended to and including July 18, 2014.

DATED: July 2, 2014 Respectfully submitted,

/s/ Eric H. Findlay

Eric H. Findlay (Texas Bar No. 00789886) Walter W. Lackey, Jr. (Texas Bar No. 24050901) FINDLAY CRAFT, P.C 102 N. College Ave., Suite 900 Tyler, TX 75702 Telephone: (903) 534-1100 Facsimile: (903) 534-1137

Facsimile: (903) 534-1100 Facsimile: (903) 534-1137 efindlay@findlaycraft.com wlackey@findlaycraft.com

Attorneys for Defendants Iritech, Inc., NEUROtechnology, Fulcrum Biometrics, LLC, iPharro Media GmbH, and iPharro Media, Inc

/s/ Christopher J. Higgins

I. Neel Chatterjee (admitted E.D. Texas) Gabriel M. Ramsey (admitted E.D. Texas) ORRICK, HERRINGTON & SUTCLIFFE,

LLP

1000 Marsh Road

Menlo Park, CA 94025

Telephone: (650) 614-7400 Facsimile: (650) 614-7401

gramsey@orrick.com nchatterjee@orrick.com

Alyssa M. Caridis (admitted E.D. Texas) ORRICK, HERRINGTON & SUTCLIFFE,

LLP

777 S. Figueroa St.

Suite 3200

Los Angeles, CA 90017

Telephone: (213) 629-2020 Facsimile: (213) 612-2499

acaridis@orrick.com

Christopher J. Higgins (pro hac vice)

ORRICK, HERRINGTON & SUTCLIFFE,

LLP

1152 15th Street, N.W.

Washington, DC 20005-1706

Telephone: (202) 339-8400 Facsimile: (202) 339-8500

chiggins@orrick.com

Eric H. Findlay (Texas Bar No. 00789886)

Walter W. Lackey, Jr. (Texas Bar No.

24050901)

FINDLAY CRAFT, P.C.

102 N. College Ave., Suite 900

Tyler, TX 75702

Telephone: (903) 534-1100 Facsimile: (903) 534-1137

efindlay@findlaycraft.com

wlackey@findlaycraft.com

Counsel for Defendants Audible Magic, Corp., Myspace LLC, Specific Media LLC, Photobucket.com, Inc., DailyMotion, Inc., DailyMotion S.A., SoundCloud, Inc., SoundCloud Ltd., Myxer, Inc., Qlipso, Inc., Qlipso Media Networks, Ltd., Yap.tv, Inc., GoMiso, Inc., iMesh, Inc., Metacafe, Inc.,

Boodabee Technologies, Inc., Zedge Holdings, Inc., Brightcove Inc., Coincident.TV, Inc., Accedo Broadband North America, Inc., Accedo Broadband AB, MediaFire, LLC, WiOffer LLC, and Harmonix Music Systems, Inc.

/s/ Joshua R. Furman

Josh A. Krevitt (NY Bar No. 2568228) Benjamin Hershkowitz (NY Bar No. 2600559) R. Scott Roe (NY Bar No. 4480224) Joshua Furman (NY Bar No. 4612255) Gibson, Dunn & Crutcher LLP 200 Park Avenue New York, NY 10166 Ph. 212.351.4000 Fax: 212.351.6210 jkrevitt@gibsondunn.com bhershkowitz@gibsondunn.com ifurman@gibsondunn.com sroe@gibsondunn.com

Michael E. Jones SBN: 10929400

mikejones@potterminton.com

Allen F. Gardner SBN: 24043679

allengardner@potterminton.com

Daniel A. Noteware, Jr.

SBN: 24051123

dannynoteware@potterminton.com

Potter Minton, PC

110 North College, Suite 500

Tyler, Texas 75702 Tel: 903-597-8311

Fax: 903-593-0846

Counsel for Defendant Shazam Entertainment Limited

/s/ Daniel Johnson, Jr.

C. Erik Hawes (TX Bar No. 24042543)
Email: ehawes@morganlewis.com
Thomas R. Davis (TX Bar No. 24055384)
Email: tdavis@morganlewis.com
MORGAN, LEWIS & BOCKIUS LLP
1000 Louisiana Street, Suite 4000
Houston, Texas 77002
(713) 890-5000 Telephone
(713) 890-5001 Facsimile

Daniel Johnson, Jr. (Admitted *Pro Hac Vice*)
Email: djjohnson@morganlewis.com
MORGAN, LEWIS & BOCKIUS LLP
One Market, Spear Street Tower
San Francisco, CA 94105
(415) 442-1000 Telephone
(415) 442-1001 Facsimile

Attorneys for Defendants MorphoTrust USA, Inc., L-1 Identity Solutions, Inc., MorphoTrak, Inc., and Safran USA, Inc.

/s/ Andrew P. Valentine

Andrew P. Valentine (*Pro Hac Vice*) DLA PIPER LLP (US) 2000 University Ave. East Palo Alto, CA 94303 Telephone: 650.833.2000 Facsimile: 650.833.2001

andrew.valentine@dlapiper.com

/s/ John Guaragna

401 Congress Avenue Suite 2500 Austin, TX 78701-3799 Telephone: 512.457.7125 Facsimile: 512.721.2325 john.guaragna@dlapiper.com

Counsel for Defendants
Irdeto USA, Inc. and Irdeto B.V.

/s/ Edward R. Reines

Edward R. Reines

Cal. Bar No. 135960 – Admitted to E.D.

Texas

Lead Attorney

edward.reines@weil.com

WEIL, GOTSHAL & MANGES LLP

201 Redwood Shores Parkway

Redwood Shores, CA 94065

Telephone: (650) 802-3000

Facsimile: (650) 802-3100

Counsel for Defendants CBS Corp., Last.fm Ltd., and CBS Interactive, Inc.

/s/ Kristin L. Cleveland

Kristin L. Cleveland (OR State Bar No.

001318 – Admitted to E.D. Texas)

kristin.cleveland@klarquist.com

Kristen L. Reichenbach (OR State Bar No.

115858)

Kristen.reichenbach@klarquist.com

John D. Vandenberg (OR State Bar No.

893755)

john.vandenberg@klarquist.com

121 SW Salmon Street, Suite 1600

Portland, OR 97204

Telephone: (503) 595-5300

Facsimile: (503) 595-5301

Eric H. Findlay (Texas Bar No. 00789886)

Walter W. Lackey, Jr. (Texas Bar No.

24050901)

FINDLAY CRAFT, P.C.

102 N. College Ave., Suite 900

Tyler, TX 75702

Telephone: (903) 534-1100

Facsimile: (903) 534-1137

efindlay@findlaycraft.com

wlackey@findlaycraft.com

Attorneys for Defendant Attributor Corporation

Corporation

/s/ Eric H. Findlay

Eric H. Findlay (Texas Bar No. 00789886) Walter W. Lackey, Jr. (Texas Bar No. 24050901) FINDLAY CRAFT, P.C. 102 N. College Ave., Suite 900 Tyler, TX 75702

Telephone: (903) 534-1100 Facsimile: (903) 534-1137 efindlay@findlaycraft.com wlackey@findlaycraft.com

Jordan A. Sigale Christopher Swickhamer LOEB & LOEB LLP 321 North Clark Street, Suite 2300 Chicago, IL 60654

Telephone: 312-464-3109

Facsimile: 312-276-8375 Email: jsigale@loeb.com Email: cswickhamer@loeb.com Attorneys for Defendant Viggle, Inc.

/s/ Teresa M. Corbin

Teresa M. Corbin Teresa M. Corbin, CA Bar No. 132360 (Admitted E.D. Texas) Bryan A. Kohm, CA Bar No. 233276 (Admitted E.D. Texas) David Lacy Kusters, CA Bar No. 241335 (Admitted E.D. Texas) Fenwick & West LLP 555 California Street, 12th Floor San Francisco, California 94104 Telephone: (415) 874-2300 Facsimile: (415) 281-1350

Darren E. Donnelly, CA Bar No. 194335 (Admitted E.D. Texas) Fenwick & West LLP Silicon Valley Center 801 California Street Mountain View, California 94041 Telephone: (650) 955-8500

Facsimile: (650) 983-5200 Attorneys for Defendants Infinisource, Inc.; Qqest Software Systems, Inc.; SMRTV, Inc.; and The Nielsen Company (US) LLC

/s/ Steven J. Corr

Tharan Greg Lanier (admitted E.D. Texas) California Bar No. 138784 Jones Day 1755 Embarcadero Road Palo Alto, CA 94303 Telephone: (650) 739-3939 Facsimile: (650) 739-3900 tglanier@jonesday.com

Steven J. Corr (admitted E.D. Texas) California Bar No. 216243 Jones Day 555 S. Flower Street Los Angeles, CA 90278 Telephone: (213) 243-2327 Facsimile: (213) 243-2539 sjcorr@jonesday.com

Attorneys for Defendants The Nielsen Company (US) LLC

/s/Ryan K. Yagura

Ryan K. Yagura - TX S.B. #240755933 ryagura@omm.com - CA S.B. #197619 Nicholas J. Whilt (pro hac vice) nwhilt@omm.com - CA S.B. #247738 O'Melveny & Myers LLP 400 South Hope Street Los Angeles, California 90071-2899 Telephone: (213) 430-6000 Facsimile: (213) 430-6407 Sarah A. Pfeiffer (pro hac vice) spfeiffer@omm.com - CA S.B. #278205 O'Melveny & Myers LLP 610 Newport Center Drive Newport Beach, California 92660 Telephone: (949) 823-6900 Facsimile: (949) 823-6994

Attorneys for Clear Channel Broadcasting, Inc.

/s/ Robert F. Kramer

Robert F. Kramer

CA Bar No. 181706 (admitted E.D. Tex.)

C. Gideon Korrell

CA Bar No. 284890 (admitted E.D. Tex.)

DENTONS US, LLP

1530 Page Mill Road, Suite 200

Palo Alto, CA 94304

Tel: (650) 798-0300

Fax: (650) 798-0310

robert.kramer@dentons.com gideon.korrell@dentons.com

Counsel for Defendants 3M Cogent, Inc.

/s/ Jo Dale Carothers

Alan H. Blankenheimer ablankenheimer@cov.com Jo Dale Carothers jcarothers@cov.com COVINGTON & BURLING LLP 9191 Towne Centre Drive, 6th Floor San Diego, CA 92122-1225

Tel: 858-678-1800 Fax: 858-678-1600

Michael E. Jones SBN: 10929400 Potter Minton, PC 110 N. College, Suite 500 Tyler, Texas 75702

Tel: 903-597-8311 Fax: 903-593-0846

mikejones@potterminton.com

Attorneys for Defendant Entropic Communications, Inc.

/s/ Dwayne K. Goetzel

Eric B. Meyertons

Texas State Bar No. 14004400

Dwayne K. Goetzel

Texas State Bar No. 08059500 Ryan T. Beard Texas State Bar No. 24012264

MEYERTONS, HOOD, KIVLIN,

KOWERT & GOETZEL, P.C.

1120 S. Capital of Texas Hwy. Building 2, Suite 300

Austin, Texas 78746

(512) 853-8800 (telephone) (512) 853-8801 (facsimile)

Attorneys For Defendant Cognitec Systems Gmbh And Cognitec Systems Corp.

/s/ Michael A. Molano

Michael A. Molano (pro hac vice)
Ward Johnson (pro hac vice)
MAYER BROWN LLP
3000 El Camino Real
Palo Alto, CA 94306-2112

Phone: (650) 331-2000 Fax: (650) 331-2060

Email: wjohnson@mayerbrown.com Email: mmolano@mayerbrown.com

Kyle E. Friesen
Texas Bar No. 24061954
MAYER BROWN LLP
700 Louisiana Street, Suite 3400
Houston, Texas 77002-2730
Pharma (713) 238 2601

Phone: (713) 238-2691 Fax: (713) 238-4691

Email: kfriesen@mayerbrown.com

Counsel for Defendants

Civolution USA, Inc. and Civolution B.V.

/s/ Reid E. Dammann

Reid E. Dammann (CA Bar No. 249031) r.dammann@mpglaw.com MUSICK PEELER LLP One Wilshire Boulevard, Suite 2000 Los Angeles, CA 90017 Houston, TX 77010-1018 Telephone: (213) 629-7611

Facsimile: (213) 624-1376

Counsel for Defendant Airborne Biometrics Group, Inc.

/s/ Orion Armon

Heidi L. Keefe (pro hac vice)
Mark R. Weinstein (pro hac vice)
COOLEY LLP
Five Palo Alto Square
3000 El Camino Real
Palo Alto, CA 94306-2155
Phone: (650) 843-5000
Fax: (650) 857-0663

hkeefe@cooley.com mweinstein@cooley.com

Orion Armon (pro hac vice)
Sara J. Bradford (pro hac vice)
Janna K. Fischer (pro hac vice)
COOLEY LLP
380 Interlocken Crescent, Suite 900
Broomfield, CO 80021
Tel: (720) 566-4000
Fax: (720) 566-4099
oarmon@cooley.com
sbradford@cooley.com
ifischer@cooley.com

Deron R. Dacus (Texas Bar No. 00790553) The Dacus Firm, P.C. 821 ESE Loop 323, Suite 430 Tyler, TX 75701 Tel: (903) 705-1117 Fax: (903) 705-1117 ddacus@dacusfirm.com

Counsel for Defendant Facebook, Inc.

CERTIFICATE OF SERVICE

This is to certify that all counsel of record are being served with a copy of this document *via* the Court's CM/ECF system per Local Rule CV-5(a)(3) on this the 2nd day of July, 2014.

/s/ Eric H. Findlay
Eric H. Findlay